

COUNCIL ON HUMAN SERVICES

MINUTES

November 13, 2013

COUNCIL

Mark Anderson
Phyllis Hansell
Mark Peltan
Guy Richardson
Roberta Yoder
Arnie Honkamp (conference call)
Kim Spading (conference call)

EX-OFFICIO LEGISLATIVE MEMBERS

Representative Joel Fry (absent)
Representative Lisa Heddens (absent)
Senator Amanda Ragan (absent)
Senator Jack Whitver (absent)

STAFF

Chuck Palmer
Vern Armstrong
Joe Finnegan
Lisa Bender
Jai Li Cunningham
Linda Miller

Nancy Freudenberg
Wendy Rickman
John Wetlaufer
Karalyn Kuhns
Julie Lovelady

GUESTS

Jerry Foxhoven, Drake University Law School
Sara Allen, Iowa Hospital Association
Jodi Tomlonovic, Family Planning Council
John Harvey, VOCAL
Steve Scott, Prevent Child Abuse Iowa
Kelly Davydor, Prevent Child Abuse Iowa
Ashley Engelbrecht, IMS

Mark Peltan, Chair, called the Council meeting to order at 10:00 am on Wednesday, November 13, 2013, in the first floor conference rooms of the Hoover Building.

ROLL CALL

All Council members were present (Spading and Honkamp were connected by conference call.) All ex-officio legislative members: Senators Ragan and Whitver and Representatives Fry and Heddens were absent.

RULES

Nancy Freudenberg, Bureau of Policy Coordination, presented the following rules to Council. Clarification questions were asked by Council members and responded to by staff.

1. Amendments to Chapter 7, Appeals and Hearings. Establishes an appeal process for procurement bidders.

Freudenberg said two minor comments were received from the Department of Inspections and Appeals. As a result, technical changes were made to the rule.

Yoder pointed out to staff that the date of adoption on the front page of the rule was incorrect. The date should be changed to reflect November 13, 2013.

A motion was made by Hansell to approve and seconded by Richardson.
MOTION UNANIMOUSLY CARRIED.

2. Amendments to Chapters 41, 46, and 60, Food Assistance and Family Investment Program. Establishes limits on where EAC cards may be used.

Freudenberg said comments were received from Iowa Legal Aid. As a result of the concerns, changes were made to the noticed rule.

A motion was made by Anderson to approve and seconded by Hansell.
MOTION UNANIMOUSLY CARRIED.

3. Amendments to Chapters 41 and 93, Limited Benefit Plans. Removes the rules that allow participants to reverse an imposed subsequent limited benefit plan once hours of employment or activity participation is verified.

Freudenberg said one comment was received from Legal Aid.

A motion was made by Richardson to approve and seconded by Hansell.
MOTION UNANIMOUSLY CARRIED.

4. Amendments to Chapters 109 and 110, Child Care. Requires child care centers to post provisional license status in a conspicuous place within the center. Also requires parents to be notified immediately following any incident involving inappropriate sexually acting out behavior.

Freudenberg said no comments were received and no revisions were made to the noticed rule.

A motion was made by Hansell to approve and seconded by Yoder. MOTION UNANIMOUSLY CARRIED.

5. Amendments to Chapter 74, Medicaid. Allows Medicaid to evaluate all IowaCare members for eligibility in the Iowa Health and Wellness Program. This rulemaking is being filed as an emergency rule and as a Noticed of Intended Action to allow for public comment.

A motion was made by Anderson to approve and seconded by Richardson. MOTION UNANIMOUSLY CARRIED.

6. Amendments to Chapter 75, Medicaid. Allows Medicaid to keep the current Family Planning Eligibility System until June 30, 2014. This rulemaking is being filed as an emergency rule and as a Noticed of Intended Action to allow for public comment.

A motion was made by Anderson to approve and seconded by Yoder. MOTION UNANIMOUSLY CARRIED.

REPORT OF NOTICED ACTION

N-1. Amendments to Chapter 7, Appeals and Hearings. Implements changes to the appeals process and requirements that resulted from the Patient Protection and Affordable Care Act.

Peltan questioned the statement on page three "that the level of services provided by a nursing facility is not needed based on a preadmission screening and resident review (PASRR) evaluation." He believes this statement addresses two different issues (preadmission screening and PASRR) and it may be better to make them two separate items.

N-2. Amendments to Chapters 9 and 97, Child Support. Updates rules to conform to Iowa statutory changes and federal regulations regarding confidentiality of support payment records maintained by CSRU and the Collection Services Center.

N-3. Amendments to Chapter 78, Medicaid. Provides clarification about services provided under the Non-emergency Medical Transportation (NEMT) program.

Julie Lovelady, Deputy Director for Medicaid, explained the clarification changes to Council members. Peltan questioned the exclusion of "transportation of family members to visit or participate in therapy when the member is hospitalized or institutionalized" as written on page 4 "d." He believes that family members may need to be involved in treatment. Lovelady said the Centers for Medicare and Medicaid Services (CMS) do not view this as necessarily appropriate non-emergency medical transportation services (NEMT). They believe NEMT is to assure the member gets to medical/treatment appointments, not family members.

N-4. Amendments to Chapter 119, Child Welfare. Allows conditional employment in a hospital or health care facility for up to 60 days pending completion of an evaluation. Also allows persons previously evaluated by a healthcare facility to work for another similar type facility.

N-5. Amendments to Chapter 74, Medicaid. Allows Medicaid to evaluate all IowaCare members for eligibility in the Iowa Health and Wellness Program. This rulemaking is also being filed as an emergency rule.

N-6. Amendments to Chapter 75, Medicaid. Allows Medicaid to keep the current Family Planning Eligibility System until June 30, 2014. This rulemaking is also being filed as an emergency rule.

A motion was made by Yoder to accept the Report of Noticed Action and seconded by Hansell. MOTION UNANIMOUSLY CARRIED.

Peltan provided a brief overview of the three advisory committees that came under the purview of the DHS Council in 2010 legislation.

CHILD WELFARE ADVISORY COMMITTEE UPDATE

Jerry Foxhoven, Chair of the Child Welfare Advisory Committee (CWAC), distributed information to Council regarding the history/mission of the Committee, membership, meeting dates, and activities of the sub-committees. (Material on file in Director's Office)

Foxhoven said the Committee has struggled from its inception with its "identity." The Committee consists of a dedicated group of child advocates with expertise across the public and private sectors.

Foxhoven said the Child Welfare Advisory Committee is supportive of the concept of the creation of a "Children's Cabinet" including members of the various agencies that work with children in the State (DHS, Education, Public Health, Judicial branch as well as the private sector.) Such legislation did not successfully survive the last legislative session. He believes, at some point, whether it be the DHS Council or the Director, that someone needs to look at

whether all of the different advisory groups are needed. With that being said, if it is determined that CWAC is not a good investment of time and energy, he does not believe the current membership will be upset. However, it was noted that all members are willing to continue to serve if it is determined it would be a value to the Department.

Foxhoven said the Child Welfare Advisory Committee requests the DHS Council to support the creation of a Children's Cabinet (either legislatively or by Executive Order) and, once the Cabinet is created, determine whether the Committee should be dissolved with some members of the Committee serving on that Cabinet, or whether some or all of the Committee members should serve as an advisory committee to the Cabinet. In the event that a Children's Cabinet is not created (or until such time as the Cabinet is created), the Committee requests the Council to clearly identify what specific issues should be addressed or what specific activities should be taken by the Committee.

Council and staff discussed the changing culture of state government over the years, how mental health redesign plays into the roles of the various committees; and next steps for reviewing the need and value of the current advisory committees. Hansell said she endorses the concept of eliminating non-valued committees. Other DHS Council members also support this.

CHILD ABUSE PREVENTION ADVISORY COMMITTEE UPDATE

Steve Scott, Chair of the Child Abuse Prevention Advisory Committee (CAPAC) and Executive Director of Prevent Child Abuse Iowa, Kelly Davydor, ICAPP Director, and Lisa Bender, DHS staff, addressed the Council. The 2013 annual report was distributed to Council. (Material on file in Director's Office)

As Executive Director of Prevent Child Abuse Iowa, Scott advised Council of the role of this agency. This agency focuses on advocacy, enhancing awareness of child abuse, and providing assistance working with local community groups to carry out the requirements and responsibilities of the prevention programs.

Scott also provided an overview of the Iowa Child Abuse Prevention Program. ICAPP is based on the philosophy that each community is unique and has its own distinct strengths and challenges in assuring the safety and well-being of children, depending upon the resources available. Therefore, the program has been structured in such a way that it allows for local community-based volunteer coalitions or councils to apply for program funds to implement unique child abuse prevention service projects based on the specific needs of their communities.

Scott also provided information on the role and responsibilities of the Child Abuse Prevention Advisory Committee. He discussed the program highlights over the last several years, services provided, program outcomes, explanation of protective factors, and community readiness for prevention response. After

discussion it was suggested that a future Council agenda item be the risk factors of trauma informed care.

CHILD SUPPORT ADVISORY COMMITTEE UPDATE

Joe Finnegan, Bureau of Child Support Recovery Unit, distributed information on the Child Support Advisory Committee. (Material on file in the Director's Office)

Finnegan said there has been a child support advisory committee for as long as he can recall. The purpose of the Committee, as well as the diversity of the membership of the committee, is intended to create a wide sounding board for its planned activities and to give a more direct voice to the groups that child support staff work with on a daily basis.

Finnegan spoke to the work/agendas of the Committee for the last two years. Budget overviews, performance overviews, and legislative concepts are standing/ongoing items of discussion. Customer surveys, demonstration of the customer website; overview and demonstration of the federal paternity establishment grant; consolidation efforts in Linn County/Cedar Rapids office; overview of Supreme Court Guideline Committee recommendations for changes to the child support guidelines; and research on potential changes to suspension of support were discussion items with the Committee in 2012-2013.

Director Palmer said for years the Iowa Child Support Program has been recognized as one of the top programs in the nation. Palmer spoke about the professionalism and creativity of the unit as well as their high return on investment.

Finnegan also updated Council on the federal grant received under the National Child Support Parent Employment Demonstration (CSPED) project to provide a child support coordinated employment program for noncustodial parents. Iowa's project, titled "Reliable Employment and Child Support Help" (Reach) will provide for coordination of child support services with employment and fatherhood services. The goal of the project is to improve the financial well-being of children by improving the engagement of noncustodial parents with coordinated services including child support, employment, financial literacy, and fatherhood/parenting support. Hansell requested she be provided more information on this.

Finnegan also said the Bureau just received two national awards: the Western Interstate Child Support Enforcement Council award for program awareness as well as the National Child Support Enforcement Association award this past summer for outstanding program.

PARK AND INSTITUTIONAL ROAD REPORT

Karalyn Kuhns, Division of Mental Health and Disability Services provided a handout regarding the 2014-2018 park and institutional road report. (Material on file in the Director's office)

She said the park and institutional roads fund finances maintenance and improvements of roads on DHS campuses, as well as in state parks and institutions operated by the Department of Natural Resources, the Department of Corrections, and the State Board of Regents. The funding originates from the State Road Use Tax Fund.

Kuhns reviewed project changes and additions to the plan this year. Kuhns said the Department of Transportation requires the DHS Council to formally approve the plan. If approved, the facilities will work with DOT to complete the projects.

A motion was made by Anderson to approve the report as presented and seconded by Hansell. MOTION UNANIMOUSLY CARRIED.

Spading and Honkamp disconnected from the conference call during the lunch hour. Honkamp reconnected at 12:45 p.m. and Spading reconnected at 12:50 p.m.

NURSING HOME ELIGIBILITY PROCESS

Vern Armstrong, Division Administrator for Adult, Children & Family Services, introduced Jai Li Cunningham, Income Maintenance Customer Service Center and Centralized Facility Eligibility Unit Manager. Cunningham distributed information on the Centralized Facility Eligibility Unit (CFEU).

The Centralized Facility Eligibility Unit (CFEU) processes all Medicaid applications and ongoing actions associated with residents of nursing facilities, Intermediate Care facilities/Intellectual Disability facilities, hospitals and Medical Rehabilitation Centers. Cunningham said the Unit was formed as part of the DHS 2010 reorganization and implemented statewide service for all facility Medicaid applications and ongoing casework. By August 2011, centralization surpassed previous field performance measures in timeliness and accuracy.

Cunningham said the goals of centralization were to increase efficiency; increase expediency of service delivery; increase consistency in service delivery; increase program integrity; and increase fiscal responsiveness. She also spoke about the CFEU staffing, application process, application process workflow, average application processing time; average number of applications received monthly; transfers and redeterminations; facility customer service, and how facilities can assist families. (Material on file in Director's Office)

Cunningham also reviewed how a person would apply for services, the eligibility criteria and ongoing eligibility criteria.

Anderson requested to know the average cost of nursing facility care per month. Honkamp requested to know the techniques of income/resource verification and how the value is determined. Peltan requested to know the relationship/criteria between the two processes of eligibility determination/redetermination and PASRR. Staff will gather this information and then share with members.

ENROLLMENT IN IOWA HEALTH AND WELLNESS PLAN

Julie Lovelady, Deputy Medicaid Director, provided an overview of the Iowa Health and Wellness Plan to Council.

She spoke about the administrative transfer process for current IowaCare members to the Iowa Health and Wellness Plan, if eligible, and the variety of sources that were used to verify income. She noted that citizenship was verified upon enrollment in IowaCare.

Lovelady said members first received notice of IowaCare ending in August. In September, an additional letter was sent explaining the administrative transfer and instructing members to wait until they received an eligibility notice from DHS. Beginning in October, all IowaCare members received one of three mailings, based on their verified eligibility. Each mailing contained a notice of decision and a flyer. The notice of decision formally announced the end of IowaCare coverage and outlined new eligibility as well as next steps.

Lovelady also provided information on mailings to over-income members; the Iowa Marketplace Choice Plan; and the Iowa Wellness Plan. She also spoke about the enrollment packets and their contents that are being mailed to Iowa Wellness Plan and Iowa Marketplace Choice Plan members. Council members will be provided a copy of the packet so they can see what information is being mailed.

Lovelady also said all Council members have been subscribed to the weekly emails that will provide the most up-to-date or most recently released information on the Iowa Health and Wellness Plan.

Honkamp disconnected from the conference call at 1:40 p.m.

APPROVAL OF MINUTES

A motion was made by Anderson to approve the September 10-11, September 26, and October 9, 2013 minutes and seconded by Richardson. MOTION UNANIMOUSLY CARRIED.

COUNCIL MEMBERS' UPDATE

Spading said she is somewhat concerned that questions are not forthcoming for the new health care plans. The University of Iowa is doing marketing for the new plans but she remains concerned that the new year may bring a lot of confusion.

At the September budget meeting, Director Palmer suggested that if any Council member had a specific area of interest in the agency's programs and would like to be more fully engaged, to let him know. Hansell said her area of interest is educational programs for children at risk. Yoder reported her area of interest is foster and adoptive care as well as child support recovery.

Peltan said his area of interest continues to be mental health care and that services are available statewide for those in need. Long-term he is interested in the role of the mental health institutes.

DIRECTOR'S REPORT

Director Palmer updated Council on mental health redesign. He spoke of the region formations as well as the work being done by the counties on a funding plan. The set of core services to be provided was also discussed.

Palmer said staff are working with the Department of Management on the Council's budget. The presentation of the agency's budget to the Governor will occur sometime in December.

Palmer also advised there is an upcoming two day Integrated Health Care Delivery Models and Multi-payer Delivery Systems Legislative Study Committee. DHS staff will be attending and presenting at this meeting.

Palmer also updated Council on the work being done as a result of the Iowa Juvenile Home Task Force recommendations.

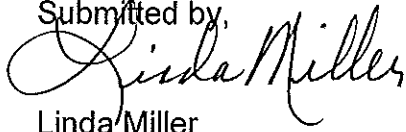
NEXT MEETING

The next meeting of the Council on Human Services will be Wednesday, December 11, 2013.

A motion was made by Anderson to adjourn and seconded by Richardson.
MOTION UNANIMOUSLY CARRIED.

Council adjourned at 2:10 p.m.

Submitted by,

A handwritten signature in cursive script that reads "Linda Miller".

Linda Miller
Recording Secretary

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